

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT



Application No. 15358 of the Army Distaff Foundation, Inc., as amended, pursuant to 11 DCMR 3108.1, for a special exception under Section 219 to allow an addition to an existing 241-unit community residence facility and to allow an addition under Condition (c) and to eliminate Condition (d) of the Board's previous Order No. 5550, dated June 29, 1959, for an addition of 40 units and support facilities in an R-1-A District at premises 6200 Oregon Avenue, N.W. (Square 2339, Lot 3).

HEARING DATE: September 19, 1990
DECISION DATE: October 3, 1990

DISPOSITION: The Board GRANTED the application by vote of 4-0 (Paula L. Jewell and Carrie L. Thornhill to grant; William L. Ensign and William F. McIntosh to grant by proxy; Charles R. Norris not voting, not having heard the case).

The Board APPROVED a MODIFICATION of PLANS by a vote of 3-0 (Paula L. Jewell to approve; William E. Ensign and Carrie L. Thornhill to approve by proxy; Charles R. Norris abstaining; Sheri M. Pruitt not voting, not having heard the case).

FINAL DATE OF ORDER: January 31 and June 21, 1991

MODIFICATION ORDER

The Board granted the application, with conditions, by its order dated January 31, 1991. The Board approved a modification of the originally approved plans by its order dated June 21, 1991. By letter dated March 26, 1993, the applicant's representative requested the Board to waive the requirements under 11 DCMR 3335.3 that a request for a modification of plans shall be filed no later than six months after the final date of the written order approving the application. The applicant's representative indicated that a large portion of the approved landscaping has been completed. However, additional plantings would be necessary to make up for unavoidable loss of greenery and trees during construction, to provide additional shrubbery in the terraced areas, and to provide additional landscaping at the end of the new wings to protect the view of current residents. The Board WAIVED its Rules to accept the request for modification of plans at its public meeting of May 5, 1993.

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The proposed modification of plans would result in the provision of additional trees and shrubs for the protection of views to replace loss of greenery during construction and to prevent possible watershed problems. The proposed modification of plans does not alter the physical characteristics or capacity of the approved facility. There was no opposition to the proposed modification of plans.

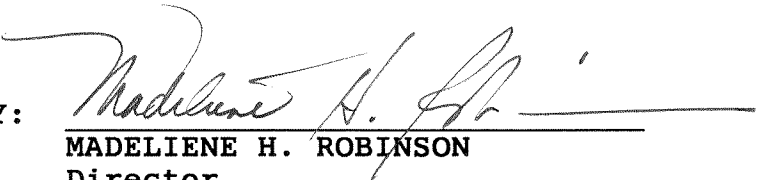
Based on the foregoing, the Board concludes that the proposed modification of plans is cosmetic in nature and will have no impact on the relief originally granted by the Board. The material facts relied upon by the Board in approving the application are unaffected by the proposed modification of plans. No additional zoning relief is required. It is therefore **ORDERED** that the proposed **MODIFICATION** of **PLANS** is **APPROVED** and that the approved landscaping may be modified as shown on the plans marked as Exhibit No. 46A of the record. In all other respects the orders of the Board dated January 31, 1991 and June 21, 1991 shall remain in full force and effect.

DECISION DATE: May 5, 1993

VOTE: 3-0 (Carrie L. Thornhill and Paula L. Jewell to approve; William L. Ensign to approve by proxy; Sheri M. Pruitt and Angel F. Clarens not voting, not having heard the case).

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

ATTESTED BY:


MADELIENE H. ROBINSON
Director

FINAL DATE OF ORDER: _____

JUN 29 1993

PURSUANT TO D.C. CODE SEC. 1-2531 (1987), SECTION 267 OF D.C. LAW 2-38, THE HUMAN RIGHTS ACT OF 1977, THE APPLICANT IS REQUIRED TO COMPLY FULLY WITH THE PROVISIONS OF D.C. LAW 2-38, AS AMENDED, CODIFIED AS D.C. CODE, TITLE 1, CHAPTER 25 (1987), AND THIS ORDER IS CONDITIONED UPON FULL COMPLIANCE WITH THOSE PROVISIONS. THE FAILURE OR REFUSAL OF APPLICANT TO COMPLY WITH ANY PROVISIONS OF D.C. LAW 2-38, AS AMENDED, SHALL BE A PROPER BASIS FOR THE REVOCATION OF THIS ORDER.

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UNDER 11 DCMR 3103.1, "NO DECISION OR ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN DAYS AFTER HAVING BECOME FINAL PURSUANT TO THE SUPPLEMENTAL RULES OF PRACTICE AND PROCEDURE BEFORE THE BOARD OF ZONING ADJUSTMENT."

THIS ORDER OF THE BOARD IS VALID FOR A PERIOD OF SIX MONTHS, UNLESS WITHIN SUCH PERIOD AN APPLICATION FOR A BUILDING PERMIT OR CERTIFICATE OF OCCUPANCY IS FILED WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS.

15358Order/SS/bhs

GOVERNMENT OF THE DISTRICT OF COLUMBIA
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As Director of the Board of Zoning Adjustment, I hereby certify and attest to the fact that on JUN 29 1993 a copy of the order entered on that date in this matter was mailed postage prepaid to each party who appeared and participated in the public hearing concerning this matter, and who is listed below:

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Anne M. Renshaw, Chairperson
Advisory Neighborhood Commission 3G
P.O. Box 6252
Washington, D.C. 20015


MADELIENE H. ROBINSON
Director

DATE: JUN 29 1993

15358Att/bhs